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\$ RCE
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B**REQUEST**

FOR

**CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:

Mail Stop RCE
Commissioner For Patents, P.O. Box 1450
Alexandria, VA 22313-1450

| | |
|------------------------|-----------------------|
| Application Number | 09/901,310 |
| Filing Date | 07/09/2001 |
| First Named Inventor | Alfred S. Despres III |
| Art Unit | 3738 |
| Examiner Name | Suzette J. Jackson |
| Attorney Docket Number | HAYES-707 CON |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. Other _____
- b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. Other _____

3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 16-0221
 - i. RCE fee required under 37 CFR 1.17(e)
 - ii. Extension of time fee (37 CFR 1.136 and 1.17)
 - iii. Other any deficiencies
- b. Check in the amount of \$ 385.00 enclosed
- c. Payment by credit card (Form PTO-2038 enclosed)

03/09/2004 NGBREM1 00000006 09901310

01 FC:2801 385.00 OP

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|--------------------------|-----------------------------------|------------|
| Name (Print/Type) | James A. Sheridan | Registration No. (Attorney/Agent) | 43,114 |
| Signature | James A. Sheridan 3/5/04 | Date | 03/05/2004 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: BOX RCE. Commissioner for Patents. PO Box 1450. Alexandria, VA 22313-1450 on the date shown below.

| | | | |
|-------------------|--------------------------|------|------------|
| Name (Print/Type) | James A. Sheridan | | |
| Signature | James A. Sheridan 3/5/04 | Date | 03/05/2004 |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: BOX RCE, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

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